

Atty. Dkt. No. ABI1550-1  
(071243-1404)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Soon-Shiong and Desai  
  
Title: LONG TERM ADMINISTRATION  
OF PHARMACOLOGICALLY  
ACTIVE AGENTS

Appl. No.: 09/937,840

Filing Date: 09/26/2001

Examiner: Unknown

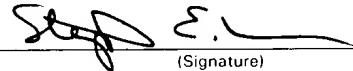
Art Unit: Unknown

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.

Stephen E. Reiter

(Printed Name)



(Signature)

January 8, 2002

(Date of Deposit)

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231  
Box PCT

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed on November 8, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

Enclosed are:

1. Declaration and Power of Attorney.
2. Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office.
3. Application Data Sheet.
4. Notification of Loss of Entitlement to Small Entity Status.
5. Check in the amount of \$548.00.
6. Other: Return Receipt Postcard.

In re application of  
Soon-Shiong and Desai  
Application No.: 09/937,840  
Page 2

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The filing fee has been calculated as shown below:

|   | Claims as<br>filed | Included in<br>Basic Fee | Extra<br>Claims | Large<br>Entity Rate | Small Entity<br>Rate | Fee<br>Totals |
|---|--------------------|--------------------------|-----------------|----------------------|----------------------|---------------|
| Total Claims  | 17                 | 20                       | 0               | x \$18.00            | x \$9.00             | \$0.00        |
| Independent<br>Claims   | 5                  | 3                        | 2               | x \$84.00            | x \$42.00            | \$168.00      |
| Multiple Claims   |                    |                          |                 | \$280.00             | \$140.00             | \$0.00        |
| Basic Filing Fee  |                    |                          |                 | \$740.00             | \$370.00             | \$740.00      |
| Surcharge under 37 CFR 1.16(e) for late filing of Executed<br>Declaration and late payment of filing fee. |                    |                          |                 | \$130.00             | \$65.00              | \$130.00      |
|   |                    |                          |                 |                      | TOTAL FEE            | \$1,038.00    |
| LESS \$490.00 PAID PREVIOUSLY   |                    |                          |                 |                      | BALANCE<br>DUE       | \$548.00      |

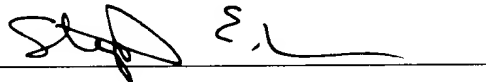
[ ] Please charge Deposit Account No. 50-0872 in the amount of \_\_\_ in  
payment of surcharge fee (37 C.F.R. § 1.16(e))

Enclosed is a check in the amount of \$548.00 to cover the required fee. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date: January 8, 2002

By



FOLEY & LARDNER  
P.O. Box 80278  
San Diego, CA 92138-0278  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

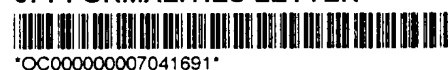
Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

|  |  |  |
|--|--|--|
|  <small>Comprehensive Fee Payment: See PCT - United States Patent and Trademark Office, Washington, D.C. 20590, www.uspto.gov</small> |  |  |
|--|--|--|

|   |  |   |                                |                             |
|---|--|---|--------------------------------|-----------------------------|
| U.S. APPLICATION NUMBER NO.<br>09/937,840 | FIRST NAMED APPLICANT<br>Patrick Soon Shiong | ATTY DOCKET NO.<br>ABI1550-1  |                                |                             |
|   |  | INTERNATIONAL APPLICATION NO.<br>PCT/US00/10849   |                                |                             |
|   |  | <table border="1"> <tr> <td>I.A. FILING DATE<br/>04/21/2000</td> <td>PRIORITY DATE<br/>04/22/1999</td> </tr> </table> | I.A. FILING DATE<br>04/21/2000 | PRIORITY DATE<br>04/22/1999 |
| I.A. FILING DATE<br>04/21/2000            | PRIORITY DATE<br>04/22/1999                  |   |                                |                             |

Stephen E. Reiter  
Foley & Lardner  
P.O. Box 80278  
San Diego, CA 92138-6700

CONFIRMATION NO. 7072  
371 FORMALITIES LETTER



Date Mailed: 11/08/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination

|                      |                 |
|----------------------|-----------------|
| DOCKETING DEPARTMENT |                 |
| Due:                 | 1-8-02          |
| Drop Date (DD):      | 1               |
| 1st Reminder:        | 12-8-01         |
| Initials:            | Jan MDC Entered |

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

071243/1404

SHAKEEL AHMED

Telephone: (703) 305-3659

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO | INTERNATIONAL APPLICATION NO | ATTY DOCKET NO |
|----------------------------|------------------------------|----------------|
| 09/937,840                 | PCT/US00/10849               | ABI1550-1      |

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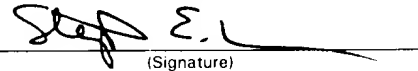
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Stephen E. Reiter

(Printed Name)



(Signature)

January 8, 2002

(Date of Deposit)

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Commissioner for Patents  
Washington, D.C. 20231

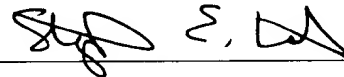
Sir:

Pursuant to 37 C.F.R. §1.27 (g)(2), Applicant hereby states that small entity status in the above-identified application is no longer appropriate. Fees paid presently and henceforth will be paid based on large entity status.

Respectfully submitted,

Date: January 8, 2002

By



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Registration No. 31,192